

United States District Court

DISTRICT OF

MASSACHUSETTS

FILED

IN CLERK'S OFFICE

FIRST ACT INC.

2003 DEC 24 A 11:38

SUMMONS IN A CIVIL CASE
DISTRICT COURT
DISTRICT OF MASS.

v.

CASE NUMBER:

KIDZ TOYZ, INC. and CHRISTMAS TREE
SHOPS, INC.

03-12507-BM

TO: (Name and address of defendant)

Christmas Tree Shops, Inc.
261 White's Path
South Yarmouth, MA 02664

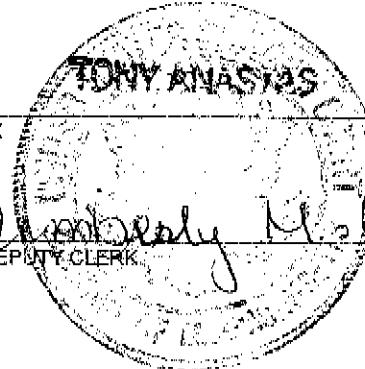
YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Joel R. Leeman, Esq.
BROMBERG & SUNSTEN LLP
125 Summer Street
Boston, MA 02110

an answer to the complaint which is herewith served upon you, within 20 (twenty) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

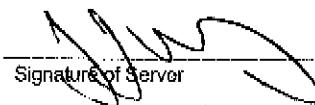
CLERK

(BY) DEPUTY CLERK



DATE

December 12, 2003

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me ¹	DATE	
NAME OF SERVER (PRINT)	12/16/03	
James J. Murray	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <u>Christmas Tree Shops, 261 Whites Path, South Yarmouth, MA</u> - accepted by <u>Elizabeth A. Roderick</u> .		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____ _____ _____		
<input type="checkbox"/> Other (specify): _____ _____ _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
Executed on <u>12/16/03</u>	 Signature of Server	
	<u>6 Beacon Street, Suite 825</u> Address of Server <u>Boston, MA 02108</u>	

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.